IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1317 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE KSHITIJ R.VYAS

==========

1. Whether Reporters of Local Papers may be allowed to see the judgement? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

KANTILAL H PATEL

Versus

G S R T C

Appearance:

1. Special Civil Application No. 1317 of 1991
NOTICE SERVED for Petitioner No. 1
MR HARDIK C RAWAL for Respondent No. 1-3

CORAM : MR.JUSTICE KSHITIJ R.VYAS

Date of decision: 11/08/2003

ORAL JUDGEMENT

This Court dismissed this matter for want of prosecution on 28.2.2003, by observing that, even though

the petitioner is served on 20th June 2000, he has not taken any steps to pursue the matter thereafter.

On the same day, the matter was restored at the oral request of Mr.M.H.Rathod, learned Counsel, by recording a statement that the petitioner's papers are with him and he would like to serve the notice on the petitioner.

Today, when the matter is called out, learned Counsel Mr.Rathod states that the petitioner has been served with a registered notice immediately after the order dated 28.2.2003. However, the petitioner has chosen not to give any instruction to Mr.Rathod. In short, Mr.Rathod states that he has no instruction in the matter. In that view of the matter, it can reasonably be inferred that the petitioner is now not interested to pursue the petition. Therefore, the petition is dismissed for want of prosecution. Rule is discharged, with no order as to costs.

(Kshitij R. Vyas, J.)

Sreeram.